

Appl. No. 10/748,644
Amdt. dated December 4, 2008
Reply to Office Action of September 4, 2008

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Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (currently amended) A method for selling a perishable-receiving premium container, the method comprising:

providing the premium container adjacent to a display of a perishable, wherein the premium container is adapted to be used by a consumer to place the perishable into the premium container;

charging the consumer for the perishable;

charging the consumer for the premium container based on indicia on the premium container and;

~~controlling an element microbes with the premium container, wherein the element is selected from the group consisting of humidity, temperature, physical impact, odor, microbes, liquid leakage, liquid, gas mix, excess oil, and light using a microbe control feature that generates chlorine dioxide gas.~~

2. (original) The method of claim 1, further comprising providing a perishable, wherein the perishable is of a type selected from the group consisting of produce, deli, fast food, quick-serve food, frozen food, baked goods, meat, fish, and floral.

3. (canceled)

4. (original) The method of claim 1, further comprising providing indicia related to the container indicative of a price of the container, wherein the indicia is selected from the group consisting of a bar code, a chip, a smart tag, an electronically-based indicator, a magnetically-based indicator, a price tag, a produce-type number, a model number, a color, a container shape, and a SKU.

5. (original) The method of claim 1, wherein the container is resealable.

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6. (original) The method of claim 1, wherein the providing step includes providing a plurality of the containers.

7. (original) The method of claim 1, wherein the providing step includes providing the container on a wicket.

8. (original) The method of claim 1, wherein the providing step includes providing the container on a roll.

9. (original) The method of claim 1, wherein the providing step includes providing the container in a box.

10. (original) The method of claim 1, wherein the container is disposable.

11. (original) The method of claim 1, further comprising allowing a consumer to place the perishable into the container and to seal the container.

12. (currently amended) A method for offering a consumer a choice between disposable perishable-receiving containers, the method comprising:

providing a premium container adjacent to a perishable, wherein the premium container controls microbes through a microbe control feature that generates chlorine dioxide gas;

providing a standard container adjacent to the perishable;

allowing the consumer to choose between the standard and premium containers; and

charging the consumer for the container chosen based on indicia on the container, wherein the charge for the premium container is greater than the charge for the standard container.

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13. (original) The method of claim 12, wherein the indicia is selected from the group consisting of a bar code, a chip, a smart tag, an electronically-based indicator, a magnetically-based indicator, a price tag, a produce-type number, a model number, a color, a container shape, and a SKU.

14. (original) The method of claim 12, wherein the charge for the standard container is zero.

15. (original) The method of claim 12, wherein the premium container has an element-control feature.

16. (canceled)

17. (original) The method of claim 15, wherein the premium container has a plurality of element-control features.

18-20. (canceled)

21. (currently amended) A method for producing a perishable-receiving premium container, the method comprising:

manufacturing a plurality of premium containers, wherein each premium container includes an element-control feature selected from the group consisting of humidity, temperature, physical impact, odor, microbes, liquid leakage, liquid, gas mix, excess oil, and light and an indicia of the price of the premium container; and

wherein the indicia is selected from the group consisting of a chip, a smart tag, an electronically-based indicator, and a magnetically-based indicator; and

assembling the plurality of premium containers to facilitate dispensing to a consumer and/or a retail worker.

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22. (original) The method of claim 21, wherein the plurality of premium containers are disposable.